

# Bereskin & Parr

INTELLECTUAL PROPERTY LAW

September 22, 2006

Philip C. Mendes da Costa  
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Your Reference: 10/622,491  
Our Reference: 14716-131/PMdC

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## INFORMATION DISCLOSURE STATEMENT UNDER CFR.1.56 and CFR 1.97(c)(2)

The Commissioner of Patents  
and Trademarks  
Washington, D.C.  
U.S.A 20231

Dear Sir:

**Re: United States Patent Application No. 10/622,491**  
**For: BACKPACK**  
**Filed: July 21, 2003**  
**Applicant: Roberts**

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In accordance with 37 CFR 1.97 and 1.98, and in recognition of the duty of disclosure set forth in 37 CFR 1.56, applicant hereby submits an Information Disclosure Statement including (1) a listing of patents and other publications of which applicant is aware on form PTO-1449; (2) a copy of each listed item.

In accordance with 37 CFR 1.98(c), where two or more patents or publications are merely cumulative, a copy of just one of these patents or publications is enclosed. Alternatively, where one such patent or publication is already of record, no further cumulative patents or publications are enclosed.

Since all the enclosures are in English an explanation of relevance is neither required nor provided.

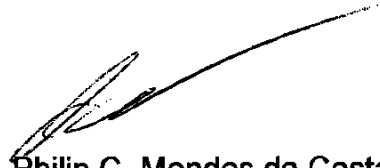
This Information Disclosure Statement is filed subsequent to the issuance of the first Office Action but prior to the issuance of either a Final Action or a Notice of Allowance. . Please charge our deposit account number 022095 in the amount of \$180.00. Please deduct any additional fees which may be required or remit any excess fees to this account.

Scotia Plaza, 40 King Street West, 40th Floor, Toronto, Ontario, Canada M5H 3Y2  
Tel: 416.364.7311 Fax: 416.361.1398 [www.bereskinparr.com](http://www.bereskinparr.com)

TORONTO MISSISSAUGA WATERLOO MONTRÉAL

In view of the forgoing, it is respectfully submitted that the Information Disclosure Statement should be considered at this time by the Examiner.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Philip C. Mendes da Costa', written in a cursive style.

Philip C. Mendes da Costa  
Registration No. 33,106

/af

Encl

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

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of

1

**Complete if Known**

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|------------------------|------------------------|
| Application Number     | 10/622,491             |
| Filing Date            | July 21, 2003          |
| First Named Inventor   | ROBERTS, Brian         |
| Art Unit               | 3727                   |
| Examiner Name          | LARSON, Justin Matthew |
| Attorney Docket Number | 14716-131              |

**U.S. PATENT DOCUMENTS**

| Examiner Initials * | Cite No. <sup>1</sup> | Document Number                            | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of<br>Cited Document | Pages, Columns, Lines, Where Relevant<br>Passages or Relevant<br>Figures Appear |
|---------------------|-----------------------|--|--------------------------------|--|---|
|                     |                       | Number - Kind Code <sup>2</sup> (if known) |                                |  |   |
|                     |                       | US-5,911,348                               | June 15, 1999                  | Shook  |   |
|                     |                       | US-  |                                |  |   |
|                     |                       | US-  |                                |  |   |
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|                     |                       | US-  |                                |  |   |
|                     |                       | US-  |                                |  |   |
|                     |                       | US-  |                                |  |   |

**FOREIGN PATENT DOCUMENTS**

| Examiner Initials * | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited<br>Document | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear | T <sup>6</sup> |
|---------------------|-----------------------|---|--------------------------------|---|--|----------------|
|                     |                       | Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known) |                                |   |  |                |
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Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 2 of 2

**Complete if Known**

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|------------------------|------------------------|
| Application Number     | 10/622,491             |
| Filing Date            | July 21, 2003          |
| First Named Inventor   | Roberts                |
| Art Unit               | 3727                   |
| Examiner Name          | LARSON, Justin Matthew |
| Attorney Docket Number | 14716-131              |

**NON PATENT LITERATURE DOCUMENTS**

| Examiner<br>Initials * | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|------------------------|--------------------------|---|----------------|
|                        | 1                        | Caribou Mountaineering, Dealer Workbook, Spring 1997 (pages 10-12)  |                |
|                        | 2                        | Excerpt from 2001 Jansport  |                |
|                        | 3                        | Excerpt from 2002 Eagle Creek   |                |
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|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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